

108TH CONGRESS  
1ST SESSION

# S. 864

To amend the Child Care and Development Block Grant Act of 1990 to provide for grants to parents and guardians of certain military dependents, in order to assist the parents and guardians in paying for the cost of child care services provided to the dependents, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

APRIL 10, 2003

Mr. EDWARDS (for himself, Mr. BINGAMAN, Ms. MIKULSKI, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend the Child Care and Development Block Grant Act of 1990 to provide for grants to parents and guardians of certain military dependents, in order to assist the parents and guardians in paying for the cost of child care services provided to the dependents, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “National Guard and  
5       Reserves Child Care Relief Act”.

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 658B of the Child Care and Development  
3 Block Grant Act of 1990 (42 U.S.C. 9858) is amended—

4 (1) by striking “There is” and inserting “(a) IN  
5 GENERAL.—There is”;

6 (2) in subsection (a), as so designated, by in-  
7 serting “(except section 658T)” after “this sub-  
8 chapter”; and

9 (3) by adding at the end the following:

10 “(b) CHILD CARE FOR CERTAIN MILITARY DEPEND-  
11 ENTS.—There is authorized to be appropriated to carry  
12 out section 658T \$10,000,000 for each of fiscal years  
13 2004 through 2008.”.

14 **SEC. 3. CHILD CARE ASSISTANCE FOR MILITARY DEPEND-**  
15 **ENTS.**

16 The Child Care and Development Block Grant Act  
17 of 1990 (42 U.S.C. 9858 et seq.) is amended by adding  
18 at the end the following:

19 **“SEC. 658T. CHILD CARE ASSISTANCE FOR MILITARY DE-**  
20 **PENDENTS.**

21 “(a) IN GENERAL.—The Secretary shall make grants  
22 to eligible persons to assist the persons in paying for the  
23 cost of child care services provided to dependents by eligi-  
24 ble child care providers.

25 “(b) ELIGIBLE PERSON AND DEPENDENT.—In this  
26 section:

1           “(1) DEPENDENT.—The term ‘dependent’  
2 means an individual who is—

3           “(A) a dependent, as defined in section  
4 401 of title 37, United States Code, except that  
5 such term does not include a person described  
6 in paragraph (1) or (3) of subsection (a) of  
7 such section; and

8           “(B) an individual described in subpara-  
9 graphs (A) and (B) of section 658P(4).

10          “(2) ELIGIBLE PERSON.—The term ‘eligible  
11 person’ means a person who—

12           “(A) is a parent of one or more dependents  
13 of—

14           “(i) a member of a reserve component  
15 of the Armed Forces serving on active duty  
16 for a period of more than 30 days in sup-  
17 port of a military operation pursuant to a  
18 call or order to active duty under a provi-  
19 sion of law referred to in section  
20 101(a)(13)(B) of title 10, United States  
21 Code; or

22           “(ii) any other member of the Armed  
23 Forces on active duty who, as determined  
24 by the Secretary of the military depart-

1           ment concerned, is involved in a military  
2           operation;

3           “(B) has the primary responsibility for the  
4           care of one or more such dependents; and

5           “(C) resides permanently at a location at  
6           least 50 miles from—

7                   “(i) the nearest military installation of  
8                   the Department of Defense where child  
9                   care facilities and programs are available  
10                  for use by dependents of the member; and

11                  “(ii) the nearest child development  
12                  center or family child care home that is  
13                  funded in whole or in part with appropria-  
14                  tions available to the Department of De-  
15                  fense and is available for use by depend-  
16                  ents of the member.

17           “(3) MILITARY OPERATION.—The term ‘mili-  
18           tary operation’ means—

19                   “(A) Operation Enduring Freedom;

20                   “(B) Operation Iraqi Freedom;

21                   “(C) Operation Noble Eagle; or

22                   “(D) any successor operation of the United  
23                  States Armed Forces to an operation named in  
24                  subparagraph (A), (B), or (C).

1       “(c) APPLICATIONS.—To be eligible to receive a grant  
 2 under this section, a person shall submit an application  
 3 to the Secretary, at such time, in such manner, and con-  
 4 taining such information as the Secretary may require, in-  
 5 cluding a description of the eligible child care provider who  
 6 provides the child care services assisted through the grant.

7       “(d) RULE.—The provisions of this subchapter, other  
 8 than section 658P and provisions referenced in section  
 9 658P, that apply to assistance provided under this sub-  
 10 chapter shall not apply to assistance provided under this  
 11 section.”.

12 **SEC. 4. CONFORMING AMENDMENTS.**

13       Section 658O of the Child Care and Development  
 14 Block Grant Act of 1990 (42 U.S.C. 9858m) is amend-  
 15 ed—

16               (1) in subsection (a)—

17                       (A) in paragraph (1), by striking “appro-  
 18 priated under this subchapter” and inserting  
 19 “appropriated under section 658B(a)”; and

20                       (B) in paragraph (2), by striking “appro-  
 21 priated under section 658B” and inserting “ap-  
 22 propriated under section 658(a)”; and

- 1           (2) in subsection (b)(1), by striking “appro-
- 2           priated under section 658B” and inserting “appro-
- 3           priated under section 658(a)”.

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